

MERITS ORAL ARGUMENT SCHEDULED MAY 16, 2025
Nos. 25-5037, 25-5055

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

CATHY A. HARRIS, IN HER PERSONAL CAPACITY AND IN HER
OFFICIAL CAPACITY AS MEMBER OF THE MERIT SYSTEMS
PROTECTION BOARD,

Appellee,

v.

SCOTT BESENT, IN HIS OFFICIAL CAPACITY AS SECRETARY OF THE
TREASURY, ET AL.,

Appellants.

*On Appeal from the United States District Court
for the District of Columbia*

**NOTICE OF INTENT TO FILE BRIEF OF PATRICK J. BORCHERS,
MICHAEL C. DORF, KELLEN FUNK, AZIZ HUQ, RILEY T. KEENAN,
JAMES PFANDER, AND JONATHAN D. SHAUB, AS *AMICI CURIAE* IN
SUPPORT OF APPELLEE**

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CORPORATE DISCLOSURE STATEMENT

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure, *amici curiae* state that no party to this brief is a publicly held corporation, issues stock, or has a parent corporation.

**NOTICE OF INTENT AND REPRESENTATION OF CONSENT TO
FILE BRIEF OF *AMICI CURIAE***

Pursuant to D.C. Circuit Rule 29 and the guidance set forth in Section IX.A.4 of the Court's *Handbook of Practice and Internal Procedure*, Patrick Borchers, Michael Dorf, Kellen Funk, Aziz Huq, Riley Keenan, James Pfander, and Jonathan Shaub hereby give notice that they intend to file a brief as *amici curiae* in support of appellee in this matter. All parties have consented to the filing of this brief.

Respectfully submitted,

Dated: April 8, 2025

/s/ Joseph M. Sellers

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the D.C. Circuit by using the appellate CM/ECF system on April 8, 2025.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

Executed this 8th of April, 2025.

/s/ Joseph M. Sellers

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Counsel for Amici Curiae